

required an election of one of the following distinct species: native erythropoietin, recombinant human erythropoietin, and animal erythropoietin.

In response, Applicants elect to pursue the subject matter of recombinant human erythropoietin.

Applicants respectfully request that the foregoing remarks made herein be entered into the record of the instant application. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

Date: March 1, 2002

Laura A. Coruzzi 30,742  
Laura A. Coruzzi (Reg. No.)

By: Eileen E. Falvey 46,097  
Eileen E. Falvey (Reg. No.)

**PENNIE & EDMONDS LLP**  
1155 Avenue of the Americas  
New York, New York 10036-2711  
(212) 790-9090

Enclosures